

## CIVIL DOCKET

Cook

## UNITED STATES DISTRICT COURT

Jury demand date:

D. C. Form No. 106A Rev.

TITLE OF CASE		ATTORNEYS					
NATIONAL ASSOCIATION OF LETTER CARRIERS, BRANCH 1358,		For plaintiff:					
v.		Robert M. Butler 124 South Denver, Suite 103 Tulsa, Oklahoma 74103 585-2785					
UNITED STATES POSTAL SERVICE, and LEON ALEXANDER,		For defendant:					
		Nathan G. Graham <del>Jack M. Short</del> <i>Ken Snake</i> Asst. U. S. Atty.					
		Mr. THomas H. Pigford Senior Assistant Regional Labor Counse United States Postal Service Memphis, Tennessee 38165					
STATISTICAL RECORD	COSTS			DATE	NAME OR RECEIPT NO.	REC.	DISB.
J.S. 5 mailed <i>Jun 1, 1975</i>	Clerk						
J.S. 6 mailed <i>10-1-75</i>	Marshal						
Basis of Action: <i>overload of postal vehicles causing hazard to postal employees</i>	Docket fee Witness fees						
Action arose at: Tulsa County	Depositions						

DATE	PROCEEDINGS	Date Order or Judgment Noted
12-23-74	1. Petition for removal from Tulsa County District Court, with Temporary Restraining Order attached, filed. rm	
12-23-74	2. Acknowledgment by Tulsa County Court Clerk of filing petition for removal, filed. rm	
12-23-74	3. Notice of filing petition for removal, filed. rm	
12-23-74	4. Motion of def. to dissolve TRO, filed. rm	
12-23-74	5. Brief in support of mo/dissolve TRO, filed. rm	
12-24-74	6. Certificate of mailing by def. counsel of notice of removal to pltf., filed. rm	
12-24-74	7. Order, filed, granting def. motion to dissolve TRO without prejudice to pltf. making new appl. for tro in conformity with requirements of Rule 65(b), FRCP, 28 USC. (AEB for FD-J)rm - copies mailed	
12-30-74	8. Motion for Enlargement of Time Within Which to Plead or Answer, filed. lm	
1-6-75	9. Order (as part of appl.), filed, granting defs. to 1/29/75 to further plead or ans. (FD-J)rm - copies mailed	
1-8-75	MO: Ordered by the Ct. that this case is transferred to Judge Cook (FD-J)rm	
1-24-75	10. ANSWER, filed. lm	
4-8-75	MO: Case set for pre-trial hearing 4-29-75 at 1:30 p.m. (HDC-J)hm	
4-22-75	11. Motion of Pltf. for Continuance of Pre-Trial, filed. v (o)	
4-22-75	12. Order, filed, continuing case to next pre-trial docket. (HDC-J)k	
6-11-75	MO: Case set for pre-trial 7-8-75 at 11:30 a.m. (HDC-J)hm	
6-18-75	13. Plntf's First Set of Interrogatories to Defendant Leon Alexander, filed. mm	
7-8-75	MO: Pre-trial hearing held. Statements made. Discovery to be complete by 8-1-75. Deft. given until 7-18-75 to file mo/dismiss w/brief in support. Pltf. to respond within 9 days thereafter. Pltf. to prepare PT order by 8-8-75 and case set for N/J trial 8-28-75 at 10:00 a.m. Addit. PT to be held if requested. (HDC-J)hm	
7-18-75	14. Mot. to Dismiss or, alternatively, for summary judgment, filed by Defts. v	
7-18-75	15. Brief in support, filed. v	
7-22-75	16. Answer of defs. to pltf.'s first set of interrogatories, filed. rm	
7-28-75	17. Robert M. Butlers' Attorney for the plaintiff application for extension of time to file responsive brief to defendants' motion to dismiss or alternatively for summary judgment, filed. mm	
7-29-75	18. Order, filed, granting pltf. 7 days to file responsive brief to defs' mot. to dismiss/for S/J. (HDC-J)k cps mld.	
8-7-75	MO: Ordered by the Court that N/J trial previously set for 8/28/75 at 10 a.m. is reset for Friday, 8/22/75, at 1:30 p.m. (HDC-J)rm-ltr	
8-7-75	19. Pltfs. Brief in Opposition to Defts. Motion to Dismiss and for Summary Judgmnt, filed. mm	

D. C. 110A Rev. Civil Docket Continuation

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DATE	PROCEEDINGS	Date Order or Judgment Noted
8-15-75	20. Joint Motion for Continuance, filed. (o to J)lm	
8-15-75	21. Order, filed, continuing trial from 8-22-75, to be re-set by the Court. (HDC-J)g <i>Mailed</i>	
8-21-75	MO: Case set for N/J trial 9-12-75 at 10:30 a.m. (HDC-J)hm	
8-22-75	22. Order, filed, overruling motions to dismiss and for summary judgment. (HDC-J)g <i>Mailed</i>	
9-15-75	MO: Case tried to the Court September 12 & 15, 1975. Parties announce ready. Govt. renews motion to dismiss & for S/J, and Court takes motion under advisement. Memorandum of law; testimony of experts on state and city law, pre-trial order and amendment to petition, filed in open court. Rule invoked at request of govt. Pltf. makes opening statement. Parties present case in chief w/test. of witnesses. Exhibits admitted. Govt's objection to pltf's motion for test. of expert witnesses sustained. Parties rest. Closing arguments made. Court finds in favor of deft. & denies request for restraining order and injunction. (HDC-J)hm	
9-12-75	23. Memorandum of law testimony of "experts" on state and city law, filed in open court. hm	
9-12-75	24. Pre-trial order, filed in open court. (HDC-J)hm	
9-12-75	25. Amendment to petition, filed in open court, with leave of Court. hm	
9-15-75	26. Judgment on decision by the Court, filed and entered. (JCS-Clk)hm (copies mailed)	

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